

**MANDATORY SIGNATORY FORM FOR DESIGNATED CHIEF LOCAL ELECTED OFFICIAL,
DESIGNATED FISCAL AGENT, AND GRANT ADMINISTRATOR**

The Chief Local Elected Officials (CLEO) of each jurisdiction within the partnership must designate one Chief Local Elected Official who will accept responsibility for the One-Stop Career Center System funds. The designated Chief Local Elected Official must complete this form. The designated Chief Local Elected Official may appoint a designee to serve as the fiscal agent, but retains fiscal responsibility and liability for these funds. The designated CLEO must also identify a grant administrator.

As the **designated Chief Local Elected Official**, I accept ultimate responsibility and liability for funds that are received as a result of this One-Stop Career Center System proposal.

Signature of CLEO _____ Date _____

As the **designated Chief Local Elected Official** responsible for the One-Stop Career Center System, I _____ hereby designate
Printed Name

Printed Name of Designee _____ Title _____ Organization _____

as **fiscal agent** for any funds received as a result of this One-Stop Career Center System proposal.

Signature of Designee _____ Date _____

The grant administrator for this proposal shall be:

Name _____ Title _____ Organization _____

Signature _____ Date _____

Address _____

Phone Number _____ Fax Number _____

**CHIEF LOCAL ELECTED OFFICIAL SIGNATORY FORM AFFIRMING COMMITMENT FOR THE
REGIONAL ONE-STOP CAREER CENTER SYSTEM PROPOSAL**

Chief Local Elected Officials (CLEO) of each jurisdiction within the One-Stop Career Center System must support planning, development, and implementation and be signatory to this proposal. **If an agreement among CLEOs supporting planning, development and implementation of the One-Stop Career Center System already exists e.g., Joint Powers Agreement (JPA), Memorandums of Understanding (MOU), it may be submitted in lieu of providing all CLEO signatures below.** This form may be copied and individual signatures may be submitted on separate forms. Please copy and attach additional CLEO signatory forms as needed.

As the Chief Local Elected Official of _____, I hereby
Jurisdiction
attest that I am committed to participating as a partner in the One-Stop Career Center System.

Printed Name	Signature of CLEO	Date
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As the Chief Local Elected Official of _____, I hereby
Jurisdiction
attest that I am committed to participating as a partner in the One-Stop Career Center System.

Printed Name	Signature of CLEO	Date
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As the Chief Local Elected Official of _____, I hereby
Jurisdiction
attest that I am committed to participating as a partner in the One-Stop Career Center System.

Printed Name	Signature of CLEO	Date
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As the Chief Local Elected Official of _____, I hereby
Jurisdiction
attest that I am committed to participating as a partner in the One-Stop Career Center System.

Printed Name	Signature of CLEO	Date
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ADDITIONAL CONDITIONS:

All partner agency heads, or their designees, must sign this proposal.

By signing the proposal, signatories, as representatives of their organizations, attest to their commitment to the partnership's plan and agree to the following:

- Partners assure compliance with the Americans with Disabilities Act (ADA) of 1990 (42 USC 12101 et seq.) which prohibits discrimination on the basis of disability, and all applicable federal and state laws and regulations, guidelines and interpretations issued thereto, pursuant to the ADA. Partners further assure that the partnership will make services available for, and accessible by, persons with limited literacy levels, and other persons with special needs within the planned One-Stop Career Center System area.
- All proposals become the property of the State of California. If funded, it is understood and agreed that the applicant claims no proprietary rights to the ideas and written materials contained in or attached to its proposal.
- Contract performance will be monitored by the State.
- Staff to a One-Stop Career Center System policy body cannot be a part of, nor can they manage, a One-Stop Career Center.
- Grant recipients will be responsible for sharing information regarding successful One-Stop Career Center System components with other One-Stop Career Center System partnerships.
- Consultant fees paid under this award shall be limited to \$400 per day without additional DOL, Employment and Training Administration Grant Officer approval.
- Partnerships must have plans in place for computer systems to be Year 2000 compliant.
- At a minimum, the partnership, not individual partners, will be required to submit:
 - Quarterly expenditure reports;
 - Monthly activity reports;
 - A financial and performance report at the end of the grant period; and
 - Data required for evaluation purposes.

(The format and other instructions for the submission of these reports will be provided when funds are awarded).

- Recipients of Implementation Grants will be expected to fully participate in the Senate Bill (SB) 645 "Job Training Report Card" system. Specific data will be provided to the SB 645 operating entity on customers who receive customized/intensive services from the One-Stop Career Center System. The result of matching individual records against existing databases (e.g., employer base wage data) will provide information about these customers' post-services experiences. These results will be used to measure the effectiveness of the One-Stop Career Centers and service providers.

- In addition to the listed conditions, specific authorization is required before contracts can be finalized. The State Administrative Manual (SAM) Contract Section requires specific authorization language for contracts involving local governmental entities. The acceptable “authorization of agreements” for public entities is as follows:

Local Governmental Entity:

Where one of the contracting parties is a county, city, district or other local public body, the contract shall be accompanied by a copy of the resolution, order, motion, or ordinance of the local governing body by law having authority to enter into the proposed contract approving an authorizing execution of the agreement except in any instances where performance by the local governmental entity will be complete prior to any payment by the state.¹⁰

The document must state that the local governmental entity approves contracting with the State of California for the purpose of building a statewide One-Stop Career Center System.

In addition, the State Contracting Manual (SCM) requires that the document (preferably the same document but can be a separate document) include the authorized signatory as follows:

Authority to Sign Contract:

Local public entities authorize and approve execution of contracts through a resolution, order, motion, or ordinance. A copy of such authority must be required by state agencies unless payment will be made after the performance is complete. A copy of such authority should be retained in the contract file.¹¹

The document(s) are required prior to funding. Contracts cannot be completed or finalized without this information. Partnerships may want to contact the appropriate governmental entity(ies) now to be scheduled for an upcoming meeting(s) in order to obtain the required document(s).

¹⁰ State Administrative Manual, December 1995, Rev. 353, p. 1207.

¹¹ State Contracting Manual, Rev. October 1997, Sec. 2-6.

By signing the proposal, signatories, as representatives of their organizations, attest to their organization's commitment to the partnership's One-Stop Career Center System proposal. Signatories further agree to comply with all conditions in the State Solicitation for Proposals.

AUTHORIZED PARTNER SIGNATORY FORM:

Printed Name	Title	Phone Number
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Signature	Organization	Date
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Printed Name	Title	Phone Number
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Signature	Organization	Date
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Printed Name	Title	Phone Number
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Signature	Organization	Date
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Printed Name	Title	Phone Number
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Signature	Organization	Date
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Printed Name	Title	Phone Number
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Signature	Organization	Date
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Please copy and attach additional authorized partner signatory forms as needed.

III. APPEALS PROCESS:

Partnerships that are disqualified for not meeting the Minimum Criteria (see Section F, p. 6) may appeal this decision. The Minimum Criteria consists of the completed Demonstration of Systemic Change and the Partnership Agreement components of the SFP. The Minimum Criteria will not be weighted. Proposals meeting the Minimum Criteria will be forwarded for evaluation and scoring. Final funding decisions cannot be appealed.

Partnerships will have ten (10) working days from the postmark date of the disqualification letter to file an appeal. The appellant must submit the facts in writing. The review will be limited to information provided in writing.

To be considered for review, the appeal must contain the following information:

- The full name, address, and telephone number of the appealing party.
- A brief statement of the reasons for appeal, including citations to the Solicitation for Proposal and any other pertinent documents.
- A statement of the relief sought.

The partnership must provide a copy of the appeal letter and the supporting documents to the One-Stop Office at the same time the appeal is submitted to the Audit and Evaluation Division of the Employment Development Department's Program Review Branch. The One-Stop Office will have ten (10) working days to respond in writing to the appeal.

If the One-Stop Office does not reverse the disqualification, the appeal will be reviewed by the Audit and Evaluation Division of the Employment Development Department. The Chief of the Audit and Evaluation Division will have thirty (30) working days to issue a final administrative written decision.

The review will be limited to determining whether the partnership met the Minimum Criteria of the Solicitation for Proposals.

The appeal must be in writing and submitted to each of the following:

**One-Stop Office
California WorkNet Appeals
722 Capitol Mall, MIC 77
Sacramento, CA 95814**

**Employment Development Department
California WorkNet Appeals
Program Review Branch
800 Capitol Mall, MIC 76C
Sacramento, CA 95814**

IV. GLOSSARY OF TERMS:

Chief Local Elected Official (CLEO)

Chief Local Elected Officials (CLEO) of each jurisdiction within the One-Stop Career Center System who support planning, development, and implementation of the One-Stop Career Center System, and are signatory to the proposal for funds.

Core Services

Basic information and services available to all customers in a local One-Stop Career Center System area. The specific elements of these services are defined in California's *Vision*.

Customized/Intensive Services

Array of direct education, job training, and employment services offered in addition to core services. Customized/intensive services may include the entire range of supportive services (e.g., child care, transportation, temporary shelter).

Designated Chief Local Elected Official

The designated Chief Local Elected Official of an elected body of a unit of general purpose local government with general taxing authority who accepts fiscal responsibility and liability for these grant monies.

Investment Zones

Geographical divisions created to ensure distribution of One-Stop Career Center System funds throughout the State. Each zone reflects one or more labor markets/economic regions and is based on economic analysis done for the California Economic Strategy Panel. With minor adjustments, the Investment Zones are the same as those being used in the School-to-Career Request for Proposals. Partnerships can include areas from different zones if there is economic rationale demonstrated.

Labor Market Area

As defined by the U.S. Bureau of Labor Statistics, a labor market is “an economically integrated geographic area within which individuals can reside and find employment within a reasonable distance, or can readily change employment without changing residence.” Labor market areas are identified in order to standardize and promote comparability for the collection and use of labor market information in administering various government programs.

Labor Market Information

The body of data available on the particular labor market, including employment and unemployment statistics, occupational statistics, and average hours and earnings data.

Mandatory Partners

Mandatory Partners are representatives of the entities operating programs that have been prescribed as mandatory by the U.S. Department of Labor, with the addition of county welfare departments (see Mandatory Programs).

Mandatory Programs

Programs that are required by the U.S. Department of Labor to be represented in the One-Stop Career Center System partnership. These are: Job Service; Job Training Partnership Act (JTPA) Adult and Youth; JTPA Dislocated Worker; Senior Community Service Employment; Unemployment Insurance; and Veterans Employment Service. The State further requires inclusion of CalWORKs and related welfare-to-work programs administered by county welfare departments.

Matching Resource

To demonstrate local readiness to implement, a resource match is required from the partnership. The match may be cash or in-kind and may include any resource deemed appropriate by the partnership. An in-kind match is a non-cash contribution which can be given a cash value.

One-Stop Career Center

An integrated service delivery site in a local One-Stop Career Center System area that offers all core services, plus customized/intensive services, at or through the Center.

One-Stop Career Center System Area

Geographical area defined by the local One-Stop Career Center System partnership that includes one or more labor market areas/economic regions. An area is not limited to a single Investment Zone. Conversely, the area does not need to cover an entire Investment Zone.

One-Stop Career Center System Partnership

All local agencies, elected officials, organizations, and entities who have agreed to jointly plan, implement, and support a One-Stop Career Center System.

One-Stop Career Center System Policy Body

A new or existing body of representatives from the One-Stop Career Center System partnership and other key stakeholders, including employer and labor representatives, that is responsible for planning, policy making, oversight, and certification of the One-Stop Career Center(s) within that system.

Partnership's Mission

The mission should define the purpose of the partnership. Considerations include: why the partnership was formed; who the partnership serves; what the partnership does; and how the partnership serves its purpose.

Partnership's Vision

The Vision should provide a description of the partnership in its "ideal" state and should be in the future tense.

Regional/Regionalization

Crossing geopolitical boundaries to encompass a larger area for the purpose of coordinating with economic development efforts to serve one or more labor markets/economic regions.

Required Invitees

Partners required to be invited to participate in a local One-Stop Career Center System. These are: a) local economic development organizations; b) Department of Rehabilitation; c) K-12 education agencies; d) community college(s) and other local post secondary educational institution(s); and e) community-based organizations that provide employment and training services.

Systemic Change

Restructuring the manner in which local workforce development services are delivered, consistent with the *One-Stop Career Center System Vision*. Local workforce service providers working together in a “no-wrong-door-approach,” delivering services in a coordinated fashion which is responsive to local customer needs.

Technical Assistance

Consultation provided to partnerships to achieve agreed upon goals and objectives.

V. EXHIBITS:

EXHIBIT A:

CERTIFICATION REGARDING LOBBYING

Certification for contracts, grants, loans, and cooperative agreements

The undersigned certifies, to the best of his or her knowledge and belief, that:

1. No federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress, in connection with the awarding of any federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant, loan, or cooperative agreement.
2. If any funds other than federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with this federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
3. The undersigned shall require that the language of this certification be included in the award documents for all subawards of \$100,000 or more, at all tiers (including subcontracts, subgrants and contracts under grants, loans, and cooperative agreements), and that all subrecipients of such awards shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Section 1352 of Title 31 of the United States Code (USC). Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Name and Title of Authorized Signatory	
Signature	Date

DISCLOSURE OF LOBBYING ACTIVITIES

SF-LLL

Complete this form to disclose lobbying activities pursuant to Section 1352 of Title 31 of the USC

1. Type of Federal Action		2. Status of Federal Action	3. Report Type:
contract grant cooperative agreement loan loan guarantee loan insurance		bid/offer/application initial award post-award	initial filing material change For Material Change Only: year _____ quarter _____ date of last report _____
4. Name and Address of Reporting Entity: Prime Subawardee Tier _____, <i>if known</i> Congressional District, <i>if known</i> :		5. If Reporting Entity in No. 4 is a Subawardee, Enter Name and Address of Prime: Congressional District, <i>if known</i> :	
6. Federal Department/Agency:		7. Federal Program Name/Description: CFDA Number, <i>if applicable</i> :	
8. Federal Action Number, if known:		9. Award Amount, if known: \$ _____	
10 (a). Name and Address of Lobbying Entity (if individual, last name, first name, MI):		10 (b). Individual Performing Services (last name, first name, MI, and address if different from No. 10 a):	
(Attach Continuation Sheet (s) SF-LLL-A, if necessary)			
11. Amount of Payment (check all that apply): \$ actual _____ \$ planned _____		13. Type of Payment (check all that apply): retainer one-time fee commission contingent fee deferred other; specify: _____	
12. Form of Payment (check all that apply): _____ cash _____ in-kind specify: nature and value _____			
14. Brief Description of Services Performed or to be Performed and Date(s) of Service, Including Officer(s), Employee(s) or Member(s) Contacted for Payment Indicated on Item 11: (Attach Continuation Sheet (s) SF-LLL-A, if necessary)			
15. Continuation Sheet (s) SF-LLL-A attached:		Yes No	
Information requested through this form is authorized by Section 1352 of Title 31 of the USC. This disclosure of lobbying activities is a material representation of fact upon which reliance was placed by the tier above when this transaction was made or entered into. This disclosure is required pursuant to Section 1352 of Title 31 of the USC. This information will be reported to the Congress semi-annually and will be available for public inspection. Any person who fails to file the required disclosure shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.		Signature: _____ Print Name: _____ Title: _____ Telephone No.: _____ Date: _____	

DISCLOSURE OF LOBBYING ACTIVITIES CONTINUATION SHEET

SF-LLL-A

Reporting Entity: _____ Page ____ of ____

INSTRUCTIONS FOR COMPLETION OF SF-LLL,

DISCLOSURE OF LOBBYING ACTIVITIES

This disclosure form shall be completed by the reporting entity, whether subgrantee or prime federal recipient, at the initiation or receipt of a covered federal action, or a material change to a previous filing, pursuant to Section 1352 of Title 31 of the USC. The filing of a form is required for each payment or agreement to make payment to any lobbying entity for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of Congress, or an employee of a Member of Congress in connection with a covered federal action. Use the SF-LLL-A Continuation Sheet for additional information if the space on the form is inadequate. Complete all items that apply for both the initial filing and material change reports. Refer to the implementing guidance published by the Office of Management and Budget (OMB) for additional information.

1. Identify the type of covered federal action for which lobbying activity is and/or has been secured to influence the outcome of a covered federal action.
2. Identify the status of the covered federal action.
3. Identify the appropriate classification of this report. If this is a follow-up report caused by a material change to the information previously reported, enter the year and quarter in which the change occurred. Enter the date of the last previously submitted report by this reporting entity for this covered federal action.
4. Enter the full name, address, city, state, and zip code of the reporting entity. Include Congressional District, if known. Check the appropriate classification of the reporting entity that designates if it is, or expects to be, a prime or subaward recipient. Identify the tier of the subawardee, e.g., the first subawardee of the prime is the 1st tier. Subawards include but are not limited to subcontracts, subgrants and contract awards under grants.
5. If the organization filing the report in item 4 checks "Subawardee," then enter the full name, address, city, state, and zip code of the prime federal recipient. Include Congressional District, if known.
6. Enter the name of the federal agency making the award or loan commitment. Include at least one organizational level below agency name, if known. For example, Department of Transportation, United States Coast Guard.
7. Enter the federal program name or description for the covered federal action (item 3). If known, enter the full Catalog of Federal Domestic Assistance (CFDA) number for grants, cooperative agreements, loans and loan commitment.
8. Enter the most appropriate federal identifying number available for the federal action identified in item 3 (e.g., Request for Proposal (RFP) number, Invitation for Bid (IFB) number, grant announcement number, the contract, grant, or loan award number, the application/proposal control number assigned by the federal agency). Include prefixes, e.g., "RFD-DE-90-001."

9. For a covered federal action in which there has been an award or loan commitment by the federal agency, enter the federal amount of the award/loan commitment for the prime entity identified in item 4 or 5.
10. (a) Enter the full name, address, city, state, and zip code of the lobbying entity engaged by the reporting entity identified in item 4, to influence the covered federal action.

(b) Enter the full names of the individual(s) performing services, and include full address if different from 10 (a). Enter last name, first name, and middle initial (MI).
11. Enter the amount of compensation paid or reasonably expected to be paid by the reporting entity (item 4) to the lobbying entity (item 10). Indicate whether the payment has been made (actual) or will be made (planned). Check all boxes that apply. If this is a material change report, enter the cumulative amount of payment made or planned to be made.
12. Check the appropriate box(es). Check all boxes that apply. If payment is made through an in-kind contribution, specify the nature and value of the in-kind payment.
13. Check the appropriate box(es). Check all boxes that apply. If other, specify nature.
14. Provide a specific and detailed description of the services that the lobbyist has performed, or will be expected to perform, and the date(s) of any services rendered. Include all preparatory and related activity, not just time spent in actual contact with federal officials. Identify the federal official(s) or employee(s) contacted or the officer(s), employee(s), or Member(s) of Congress that were contacted.
15. Check whether or not a SF-LLL-A Continuation Sheet(s) is attached.

The certifying official shall sign and date the form, and print his or her name, title, and telephone number.

EXHIBIT B:

RECYCLED CONTENT CERTIFICATION

Contractor hereby certifies under penalty of perjury that _____
(enter value or zero)

percent of the materials, goods, supplies offered, or products used in the performance of this contract meets or exceeds the minimum percentage of recycled material as defined in Sections 12161 and 12200 of the Public Contract Code (PCC).

Name and Title of Authorized Signatory	
Signature	Date

PUBLIC CONTRACT CODE REGARDING RECYCLED CONTENT:

For the purpose of this article:

12161. “Recycled paper product” means all paper and wood pulp products containing postconsumer and secondary materials, as defined in this section.
- “Postconsumer material” means a finished material that would normally be disposed of as a solid waste, having completed its life cycle as a consumer item. “Secondary material” means fragments of finished products or finished products of a manufacturing process, which has converted a virgin resource into a commodity of real economic value, and includes postconsumer material, but does not include fibrous waste generated during the manufacturing process, such as fibers recovered from wastewater or trimmings of paper machine rolls (mill broke), wood slabs, chips, sawdust, or other wood residue from a manufacturing process.

“Recycled paper product” means a paper product with not less than 50 percent, by fiber weight, consisting of secondary and postconsumer material with not less than 10 percent of fiber weight consisting of postconsumer material.

For high speed copier paper, offset paper, forms bond, computer printout paper, carbonless paper, file folders, white wove envelopes, and for other uncoated printing and writing papers, such as writing and office paper, book paper, cotton fiber paper containing 25 to 75 percent cotton fiber, and cover stock, the minimum content standard shall be no less than 20 percent of fiber weight of postconsumer materials beginning December 31, 1994. The minimum content standard shall be increased to 30 percent of fiber weight of postconsumer materials beginning on December 31, 1998.

- 12200.(a) (1) Except as provided in paragraph (2), “recycled product” means all materials, goods, and supplies, no less than 50 percent of the total weight of which consists of secondary and postconsumer material with not less than 10 percent of its total weight consisting of postconsumer material. A recycled product shall include any product that could have been disposed of as solid waste having completed its life cycle as a consumer item, but otherwise is refurbished for reuse without substantial alteration of its form.
- (2) “Recycled product” also means other flat rolled steel products, no less than 25 percent of the total weight of which consists of secondary and postconsumer material, with not less than 10 percent of total weight consisting of postconsumer material. Products made with flat rolled steel meeting these content percentages include, but are not limited to, automobiles, cans, appliances, and office furniture and supplies.

- (b) "Postconsumer material" means a finished material that would have been disposed of as a solid waste, having completed its life cycle as a consumer item, and does not include manufacturing wastes.
- (c) "Secondary material" means fragments of finished products or finished products of a manufacturing process that has converted a resource into a commodity of real economic value, and includes postconsumer material, but does not include excess virgin resources of the manufacturing process.

EXHIBIT C:

CERTIFICATION REGARDING DEBARMENT, SUSPENSION, INELIGIBILITY AND VOLUNTARY EXCLUSION LOWER-TIER COVERED TRANSACTION

This certification is required by the regulations implementing Executive Order, 12549, Debarment and Suspension, Section 98.510 of Title 29 of the Code of Federal Regulations (CFR).

(BEFORE COMPLETING THE CERTIFICATION, READ THE INSTRUCTIONS, WHICH ARE AN INTEGRAL PART OF THE CERTIFICATION.)

1. The prospective recipient of federal assistance funds certifies, by submission of this proposal, that neither it nor its principals are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any federal department or agency.
2. Where the prospective recipient of federal assistance funds is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

Name and Title of Authorized Signatory	
Signature	Date

Instructions for Certification

1. By signing and submitting this proposal, the prospective recipient of Federal assistance funds is providing the certification as set out below.
2. The certification in this clause is material representation of fact upon which reliance was placed when this transaction was entered into. If it is later determined that the prospective recipient of federal assistance funds knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government, the DOL may pursue available remedies, including suspension and/or debarment.
3. The prospective recipient of Federal assistance funds shall provide immediate written notice to the person to whom this proposal is submitted if at any time the prospective recipient of Federal assistance funds learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.
4. The terms “covered transaction,” “debarred,” “suspended,” “ineligible,” “lower tier covered transaction,” “participant,” “person,” “primary-covered transaction,” “principal,” “proposal,” and “voluntarily excluded,” as used in this clause, have the meanings set out in the Definitions and Coverage sections of rules and implementing Executive Order 12549. You may contact the Subgrantor for assistance in obtaining a copy of those regulations.
5. The prospective recipient of Federal assistance funds agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower-tier covered transaction with a person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the DOL.
6. The prospective recipient of Federal assistance funds further agrees by submitting this proposal that it will include the clause titled “Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion—Lower-Tier Covered Transactions,” without modification, in all lower-tier covered transaction and in all solicitations for lower-tier covered transactions.
7. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower-tier covered transaction that it is not debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the List of Parties Excluded From Procurement or Nonprocurement Programs.
8. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
9. Except for transactions authorized under paragraph 5 of these instructions, if a participant in a covered transaction knowingly enters into a lower-tier covered transaction with a person who is suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the DOL may pursue available remedies, including suspension and/or debarment.